

1 HONORABLE JAMAL N. WHITEHEAD  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

8 SEATTLE SCHOOL DISTRICT NO. 1,  
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10 Plaintiff/Counterclaim Defendant,

v.

12 KURT BENSHOOF,

13 Defendant/Counterclaim Plaintiff,

14 A.R.W. by and through his father,  
KURT BENSHOOF,

16 Counterclaim Plaintiff,

17 v.

18 NATHAN L. CLIBER, SARAH E.  
SPIERLING MACK, GREGORY C.  
NARVER, JESSICA R. OWEN, BLAIR M.  
RUSS,

20 Counterclaim Defendants.

No. 2:23-cv-01829-JNW

ORDER DENYING COUNTERCLAIM  
PLAINTIFFS' MOTION FOR  
DISTRICT COURT TO ENTERTAIN  
THEIR MOTION TO VACATE

[PROPOSED]

22 This matter came before the Court on Defendant/Counterclaim Plaintiff Kurt Benchoof's  
23 Motion for District Court to Entertain Their Motion to Vacate, Dkt. #79 ("Motion"). The Court  
24 has reviewed the following:

27 [PROPOSED] ORDER DENYING  
KURT BENSHOOF'S MOTION FOR DISTRICT COURT TO  
ENTERTAIN MOTION TO VACATE-1  
No. 2:23-cv-01829-JNW

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1. Counterclaim Plaintiffs' Motion to Vacate Fed.R.Civ.P. 60(b)(2)(3), Dkt. #75;
  2. Dismissed Counterclaims Defendants Sarah E. Spierling Mack and Gregory C. Narver's Combined Response to Defendant Kurt Benshoof's Motion to Vacate and Motion for in Camera Review, Dkt. #77;
  3. Counterclaim Plaintiffs' Motion for District Court to Entertain Their Motion to Vacate, Dkt. #79;
  4. Dismissed Counterclaim Defendants Sarah E. Spierling Mack' and Gregory C. Narver's Response to Counterclaim Plaintiffs' Motion for District Court to Entertain Their Motion to Vacate;
  5. Defendant/Counterclaim Plaintiff Kurt Benshoof's Reply, if any;
  6. And the records and pleadings already on file in this matter.

Based on the foregoing, the Court orders that Counterclaim Plaintiffs' Motion for District Court to Entertain Their Motion to Vacate is DENIED.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

Honorable Jamal N. Whitehead  
United States District Judge

Presented by:

PACIFICA LAW GROUP LLP

s/ Jessica A. Skelton  
Jessica A. Skelton, WSBA #36748  
*Attorneys for Counterclaim Defendants*  
*Sarah E. Spierling Mack and Gregory C. Nau*

[PROPOSED] ORDER DENYING  
KURT BENSHOOF'S MOTION FOR DISTRICT COURT TO  
ENTERTAIN MOTION TO VACATE- 2  
No. 2:23-cv-01829-JNW

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